

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION

FILED BY 8 D.C.
05 DEC 20 AM 11:08
THOMAS H. GOLD
CLERK OF DISTRICT COURT
W.D. OF TENN. JACKSON

THIDA WHIRLEY and JOE WHIRLEY,)
as Parents and Next of Kin of WILLIAM)
MORTON WHIRLEY; THIDA)
WHIRLEY, as Personal Representative)
and Administratrix of the ESTATE OF)
WILLIAM MORTON WHIRLEY,)

No. 1:04-1145-T-An

Plaintiffs,)

vs.)

KAWASAKI MOTORS)
CORPORATION, U.S.A. d/b/a Kawasaki)
and JIM BENNETT CORINTH, INC.)
d/b/a Jim Bennett Kawasaki and/or Jim)
Bennett Corinth Kawasaki,)

Defendants.)

ORDER DENYING PLAINTIFFS' MOTION TO STRIKE RECENT PLEADINGS OF
JIM BENNETT CORINTH, INC.

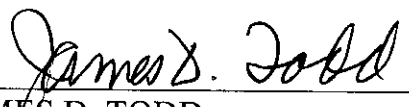
Plaintiffs move to strike certain pleadings filed on behalf of Defendant Jim Bennett Corinth, Inc. ("Jim Bennett") between October 18 and October 31, 2005. *See* dkt. ## 23, 24, 27, 28, 31, 32. As the sole basis for the motion, Plaintiffs point out that, at the time those pleadings were filed, the attorney who filed them was not "counsel of record" for Jim Bennett.


Soon after Plaintiffs filed the instant motion to strike, the court entered an order

formally substituting the different attorney, Tim Wade Hellen, as Jim Bennett's new counsel of record. Dkt. # 39. That order renders Plaintiffs' objections to the previous pleadings moot.

Accordingly, Plaintiffs' Motion to Strike Recent Pleadings of Jim Bennett Corinth, Inc. is DENIED.

IT IS SO ORDERED.



JAMES D. TODD
UNITED STATES DISTRICT JUDGE


DATE



Notice of Distribution

This notice confirms a copy of the document docketed as number 50 in case 1:04-CV-01145 was distributed by fax, mail, or direct printing on December 27, 2005 to the parties listed.

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Honorable James Todd
US DISTRICT COURT